

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

206

CRM-M-7184-2020

Date of Decision:06.08.2021

DHANPAT NAYAK

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Tara Chand Dhanwal, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.87 dated 31.01.2020, registered under Sections 406, 420, 506 of IPC, 1860, at Police Station Chandni Bagh, District Panipat, Haryana.

On 18.02.2020, this Court had passed the following order:-

“Learned counsel for the petitioner submits that the dispute has arisen out of purely commercial transaction. The petitioner is doing job of preparing the cloth out of the thread, which was supplied to him by the complainant. The petitioner was not paid the labour charges and he had submitted a complaint dated 11.08.2018, Annexure P-2 to the police post Sector 29, Panipat. The present FIR is a counter-blast of the said complaint. Moreover, the ingredients of Section 420, 406 and 506 of IPC are not made out.

Notice of motion for 25.03.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel on instructions from ASI Nepal Singh, states that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He further instructions to state that the petitioner is not involved in any other criminal case.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 18.02.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

06.08.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No